

11/10/09-16:11

1 US 08/809,620 (TE20091010)  
Fax to Mr. NGUYEN for Notice of Abandonment**Date : October 10, 2009****To : Mr. Thong Q. NGUYEN  
Art Unit 2872****Via fax 571 273 8300****RECEIVED  
CENTRAL FAX CENTER****OCT 13 2009****From : Goulven VERNOS  
8, sentier des Laminaires  
56610 ARRADON  
France****Tel 33 2 97 44 07 11  
Fax 33 2 97 61 11 27  
vernois.5678@wanadoo.fr****Subject : Application 08/809,620  
Notice of Abandonment 14 September 2009**

Dear Sir,

I have read with surprise on Image File Wrapper your notice of abandonment.

This notice forgets the Interview on 24 April 2009 (wrongfully dated on 01 May 2009), and so, my 2 replies on 24/25 April 2009 and my statement of the substance of the interview on 24 May 2009.

These replies were sent with fax 571 273 0200 specially given by Mr. WARD during the interview to send reply and payment of 1175 \$.

In these conditions, the time for applicant to respond timely to the Office Action was not expired, because the last Office Action is this interview on 24 April 2009, and that the reply to this Office Action had been done timely.

The applicant is not responsible of the internal PTO dysfonctionnement of the transmission of documents and informations, in particular with faxes, or with interview.

In an other hand, I respectfully point out that the reply noted 10 October 2008 paragraph 1.(c) is not the last reply sent by the applicant about Office Action on 30 April 2008.

First, this reply is titled "Preliminary reply to OA mailed on 04/30/08"

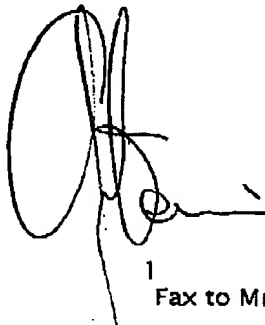
Second, a fax titled "Reply to OA on 04/30/08" was sent on 24 October 2008, and it appears on Image File Wrapper well on October 24, 2008.

I do not know who gives qualifiers noted on Image File Wrapper, for example "Not entered", but it seems to me that a such qualifier must be explained by the examiner to the applicant, and not been only and indirectly integrated in Notice of Abandonment almost one year later.

Because my replies faxed with fax 571 273 0200, fax specially given in interview for my reply and payment, are not in View Pair, I fax again these documents with this present fax 571 273 8300.

Truly Yours

Goulven VERNOS



11/10/09-16:11

1 US 08/809,620 (TE20091010)  
Fax to Mr NGUYEN for Notice of Abandonment

11/10/09-16:04

2

US 08/809,620 (TE20091010)

Fax to Mr. NGUYEN for Notice of Abandonment

RECEIVED  
CENTRAL FAX CENTER

OCT 13 2009

Date : April 24, 2009

To : ????????? Mr Thong Q.Nguyen ??????  
Mr. Phone Caller To Day ??????  
Art Unit 2872

Via Fax 571 273 0200

From : Goulven VERNOIS  
8, sentier des Laminaires  
56610 ARRADON  
France

Tel 33 2 97 44 07 11

Fax 33 2 97 61 11 27

[vernois.5678@wanadoo.fr](mailto:vernois.5678@wanadoo.fr)

Application 08/809,620

Subject : Your request for  
1) Claims Listing  
2) 5 months Extension of Time  
3) Fees for Extension of Claims

Dear Sir,

I thank you for your phone call on morning today.

1) Claims Listing

I have faxed the claims listing asked.

This claims listing is the same that the one sended by fax 571 273 8300  
on 10/24/2008 as a reply to Office Action Mailed on 04/30/2008.

I SEE, on Translation History printed today 04/24/2009 :

10/10/2008 Substitute Specification Filed

10/10/2008 New or Additional Drawing Filed

10/06/2008 Miscellaneous Incoming Letter

09/19/2008 Request for Extension of Time - Granted

04/30/2008 Mail Micellaneous Communication to Applicant

I do not see my fax on 10/24/2008 Claims Listing

11/10/09-16:04

2

US 08/809,620 (TE20091010)

Fax to Mr NGUYEN for Notice of Abandonment

11/10/09-16:04

3 US 08/809,620 (TE20091010)  
Fax to Mr. NGUYEN for Notice of Abandonment

**I SEE, on Bibliographic Data printed today 04/24/2009 :**

**Status : Non Final Action Mailed**  
**Status Date : 04/30/2008**  
**Location : ELECTRONIC**

**2) Extension of Time**

**I have read "37 CFR 1.136 Extension of Time".**

**I do not understand why you call for 5 months Extension of Time.**

**There is not Office Action since the one on 04/30/2008, to which I have answered on 09/19/2008, with Request for Extension of Time, Request Granted.**

**It is not possible to fill in Form PTO/SB/22, neither under 37 CFR 1.136(a), nor 1.136(b), because a lack of Office Action.**

**3) Fees and payment**

**It is not possible to fill in Form PTO-2038 by lack of matter for section "Description of Request and Payment Information".**

**Dear Sir, I think that you had good reasons to call to me this morning, but, after examination of the problem, I can not reply totally to you.**

**Truly Yours**

**Goulven VERNOS**

11/10/09-16:04

3 US 08/809,620 (TE20091010)  
Fax to Mr NGUYEN for Notice of Abandonment

11/10/09-16:04

4 US 08/809,620 (TE20091010)  
Fax to Mr. NGUYEN for Notice of Abandonment

RECEIVED  
CENTRAL FAX CENTER

OCT 13 2009

Date : May 24, 2009

To : Paul V. WARD  
Art Unit 1624

Via fax 571 273 0200

From : Goulven VERNOIS  
8, sentier des Laminaires  
56610 ARRADON  
France

Tel 33 2 97 44 07 11  
Fax 33 2 97 61 11 27  
vernois.5678@wanadoo.fr

Subject : Interview on April 24, 2009

The subject of this interview was :

a) the **FAST** sending of claims : new claims listing ? new claims ? new sending of former claims ?

I have understand a new sending of the former claims listing.

b) the **FAST** sending of \$1175 for payment of 5 month extension of time, by Credit Card to fax to 571 273 0200 fax.

c) I do not remember that the names of callers, a woman who spoke English and a man who spoke a little French, have been given.

d) my main memory was the urgency of the sendings asked, and the early hours of this call on Alexandria time.

I have reply on April 25, 1h56 in night

Goulven VERNOIS

After rereading of my notes, I had thought that it was possible that Mr. WARD had spoke of "claim 2" only, or second claims set, as I had said to Ms Cassandra SPYROU in a fax.

11/10/09-16:04

4 US 08/809,620 (TE20091010)  
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